

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ANGEL GERMAN CALLE, on behalf of  
himself and all others similarly situated,

Plaintiff,

-against-

1621 RESTAURANT INC. d/b/a ELIO'S  
RESTAURANT, ELIO GUAITOLINI, and  
ANNE ISAAK FOX,

Defendant.

Index No. 12 CIV 8387

PROPOSED ORDER

AND NOW, THIS 7<sup>th</sup> DAY OF May, 2013, the Court having reviewed the Complaint in this case executed by Plaintiff Angel German Calle ("Plaintiff") against Defendants 1621 Restaurant Inc. d/b/a Elio's Restaurant, Elio Guaitolini, and Anne Isaak Fox ("Defendants") (collectively, the "Parties"), and considered applicable case law, and for good cause shown, it is **ORDERED, ADJUDGED and DECREED** that:


1. The Confidential Settlement Agreement and General Release: (a) is fair to all Parties; (b) reasonably resolves a bona fide disagreement between the Parties with regard to the merits of the Plaintiff's claims; and (c) demonstrates a good faith intention by the Parties that the Plaintiff's claims for liability and damages be fully and finally resolved, and not relitigated in whole or in part at any point in the future. The Agreement is therefore **APPROVED** by the Court. The Agreement is intended by the Parties to be confidential, and the Parties request that the Agreement be review *in camera*.

2. This lawsuit and the claims of Plaintiff are **DISMISSED WITH PREJUDICE** in their entirety.

5-2-13

3. The Court shall retain jurisdiction over the enforcement of the Parties' settlement agreement.

4. Each party shall bear his/her/its own costs, including attorney's fees.

  
UNITED STATES DISTRICT JUDGE

Agreed:

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